



General Assembly

January Session, 2003

Committee Bill No. 6141

LCO No. 3606

Referred to Committee on Judiciary

Introduced by:
(JUD)

**AN ACT CONCERNING DRUG AND ALCOHOL TESTING OF MOTOR
VEHICLE OPERATORS INVOLVED IN A FATAL ACCIDENT.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 14-227c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2003*):

3 As part of the investigation of any motor vehicle accident resulting
4 in a fatality, the Chief Medical Examiner, Deputy Chief Medical
5 Examiner, an associate medical examiner, a pathologist as specified in
6 section 19a-405, or an authorized assistant medical examiner, as the
7 case may be, shall order that a blood sample be taken from the body of
8 any operator or pedestrian who dies as a result of such accident. Such
9 blood samples shall be examined for the presence and concentration of
10 alcohol by the Division of Scientific Services within the Department of
11 Public Safety or by the Office of the Chief Medical Examiner. To the
12 extent provided by law, a blood or breath sample [may] shall also be
13 obtained from any surviving operator whose motor vehicle is involved
14 in such an accident. The test shall be performed by or at the direction
15 of a police officer according to methods and with equipment approved
16 by the Department of Public Safety and shall be performed by a person

17 certified or recertified for such purpose by said department or
18 recertified by persons certified as instructors by the Commissioner of
19 Public Safety. The equipment used for such test shall be checked for
20 accuracy by a person certified by the Department of Public Safety
21 immediately before and after such test is performed. If a blood test is
22 performed, it shall be on a blood sample taken by a person licensed to
23 practice medicine and surgery in this state, a qualified laboratory
24 technician, an emergency medical technician II, a registered nurse or a
25 phlebotomist. The blood samples obtained from the surviving operator
26 shall be examined for the presence and concentration of alcohol by the
27 Division of Scientific Services within the Department of Public Safety.
28 Nothing in this section or section 19a-406 shall be construed as
29 requiring such medical examiner to perform an autopsy in connection
30 with obtaining such blood samples.

This act shall take effect as follows:	
Section 1	October 1, 2003

Statement of Purpose:

To require an operator of a motor vehicle involved in an accident that causes the death of another person to be tested to determine whether he or she was under the influence of alcohol or drugs.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. FREY, 111th Dist.

H.B. 6141